


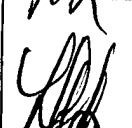
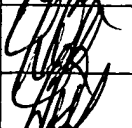
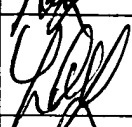

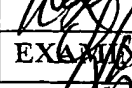










<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office		Docket No. <b>CC-3397/4772US4</b>	Application No. <b>10/024,862</b>
		Applicant <b>Brifcani, et al.</b>	
		Filing Date <b>December 18, 2001</b>	Group <b>3725</b>
		Confirmation No. <b>1866</b>	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
	64	Notice of Opposition to a European Patent 96908205.6/828,663 Opposed by American National Can Company (Facts and Arguments), <b>December 12, 1999</b> , 21 pages	
	65	Letter From Ismay Ratliff Of Crown Cork & Seal To EPO, <b>April 19, 2001</b> , One Page, Enclosing Patentee's Observations And Amendments In Response To The Opposition, 9 pages, and Summary of Main and Auxiliary Requests, Main Request, and Auxiliary Requests 1, 2, and 3, 14 pages	
	66	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, <b>November 6, 2001</b> , Nine Pages, Beginning, "The opponent notes that the patentee has not responded to the detailed argumentation . . . ." with three pages of graphics and with EPO Cover Page dated November 15, 2001.	
	67	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, <b>November 27, 2001</b> , Two Pages, beginning, "I refer to the final paragraph of page 9 of my comments of 6 <sup>th</sup> November and . . . ." with three page attachment having graphics and with EPO Cover Page dated <b>December 5, 2001</b> .	
	68	Letter from Ismay Ratliff of Crown Cork & Seal to EPO, <b>November 28, 2001</b> , One Page, beginning, "I refer to the letter from the Opponent of 6 <sup>th</sup> November 2001"	
	69	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, <b>December 11, 2001</b> , One Page, Beginning "I not the patentee's comments of 28th November."	
	70	Letter from Ismay Ratliff of Crown Cork & Seal to EPO, <b>January 18, 2002</b> , One Page, beginning, "I refer to the communications of 15 <sup>th</sup> November 2001, 5 <sup>th</sup> December 2001, 7 <sup>th</sup> January 2002 . . . ."	
	71	Letter from Ismay Ratliff of Crown Cork & Seal to EPO, <b>March 18, 2002</b> , Three Pages, beginning "Further to my letter of 18 <sup>th</sup> January 2002, I enclose further submissions in response to the Opponent's letters of 15 <sup>th</sup> November, 27 <sup>th</sup> November, and 11 <sup>th</sup> December 2001" with 10 pages of claims including Main Request, Auxiliary Request, and Auxiliary Request 2.	
EXAMINER	Lowell A. Larson		DATE CONSIDERED <b>July 29, 2004</b>

<b>Form PTO-1449 Modified</b>		Docket No. <b>CC-3397/4772US4</b>	Application No. <b>10/024,862</b>
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U.S. Department of Commerce Patent and Trademark Office		Filing Date <b>December 18, 2001</b>	Group <b>3725</b>
		Confirmation No. <b>1866</b>	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
	72	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, May 2, 2002, 7 Pages, Beginning, "I maintain all the objections in the original opposition and in the submission of the 6 <sup>th</sup> and 27 <sup>th</sup> November 2001 . . . ." with cover page from EPO dated May 16, 2002.	
	73	Letter from Ismay Ratliff of Crown Cork & Seal to EPO, July 4, 2002, Four Pages, Beginning, "This is in response to the Opponents' further submissions dated 2 <sup>nd</sup> May 2002."	
	74	Summons to Attend Oral Proceedings Pursuant to Rule 71(1) EPC, October 21, 2002, 7 pages	
	75	Letter from PRB Lawrence of Gill Jennings & Every, June 24, 2002, with Affidavit of Thomas T. Tung with Attachments A thru D, June 14, 2002	
	76	Letter from PRB Lawrence of Gill Jennings & Every, July 19, 2002, with Extracts of the Pechiney Annual Report 1989, 5 pages, Triangle Industries, Inc., Annual Report, 1987, 2 pages	
	77	Final submission by the EP patentee in the EPO opposition proceeding: European Patent Application No 96908205.6 (now European Patent No 0 828 663), CarnaudMetalbox Plc, Opposition by American National Can Company, (Copy), February 11, 2003, with Attachments, 38 pages	
	78	Final submissions by the EP opponent in the EPO opposition proceeding: European Patent Application No 96908205.6-2308/0828663, CarnaudMetalbox Plc, (Copy), February 18, 2003, with Attachments, Affidavit by John Davy, Statement of Facts of John Zappa, 53 pages.	
	79	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, February 19, 2003, One Page, beginning, "There are two points supplementary to my letter of 18 February . . . ."	
	80	Letter From PRB Lawrence Of Gill Jennings & Every To EPO, February 20, 2003, Two Pages, Beginning "We Have Been Considering Further The Recent Assertion By The Patentee About The Alleged Non-Enabling Nature . . . ."	
	81	Interlocutory Decision of the Opposition Division of the European Patent Office in Respect of the EP Patent Number 0828663, (Copy), May 5, 2003, 25 pages	


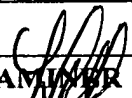
	82	Grounds of Appeal against the Interlocutory Decision by the Opposition Division, (Copy), filed by EP patentee, <b>September 2, 2003</b> , European Patent No 0 828 663 (Formerly European Patent Application No 96908205.6) CarnaudMetalbox Plc and CarnaudMetalbox SA Appeal against the Interlocutory Decision of the Opposition Division, May 5, 2003, with attached copies of Main Request, and Auxiliary Request 1 thru 8, 32 pages.
	83	Grounds of Appeal against the Interlocutory Decision by the Opposition Division, (Confirmation), filed by EP opponent, <b>September 12, 2003</b> , with attachments including graphics and English translation of JP-U57-117323 and Technical Statement of Facts of Bill Hartman in Opposition to EP 828 663, with attachments, Technical Statement by Dean Scranton, Technical Statement of Facts of Christopher Sjostrom in Opposition to EP 828 663, Technical Statement by Gary Smith for Opposition to EP 828 663, Technical Statement by Timothy L. Turner, 57 pages
	84	Plaintiffs' Responses and Objections to Defendants' First Set of Interrogatories; Civil Action No. 03-C-0137-S; Interrogatory No. 2; pages 1, 9, 10, and 11. (Pages 1 and 11 are redacted); dated <b>June 16, 2003</b> .
	85	Opinion of the United States District Court for the Western District of Wisconsin in Anheuser-Busch Companies, Inc. v. Crown Cork & Seal Co., Inc.; Case Number 03-C-137-S; dated <b>November 20, 2003</b> , 35 pages
	EXAMINER Lowell A. Larson	DATE CONSIDERED July 29, 2004 © 2004 WW



Sheet 1 of 1

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		Confirmation No. <b>1866</b>	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
	87	Submission of Enclosed Office Action dated <b>February 3, 2004</b> , that issued in United States Patent Application Number 10/417,980 which claims priority to the instant application	
			
<b>EXAMINER</b> 		<b>DATE CONSIDERED</b> July 29, 2004	

Lowell A. Larson

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<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
	<b>86</b>	Reply Brief in the EPO Opposition Proceeding: European Patent No. 0 828 663 (Formerly European Patent Application No. 96908205.6) CarnaudMetalbox Plc and CarnaudMetalbox SA Appeal against the Interlocutory Decision of the Opposition, Letter dated May 13, 2004, 24 pages, Letter from James P. Tanner to Ismay Ratliff dated May 14, 2004, Beginning "This is further to our discussion on 13 May 2004....", 1 page	
			
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